

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

FIRE PROTECTION SERVICE, INC.,

*Plaintiff,*

v.

SURVITEC SURVIVAL PRODUCTS,  
INC. d/b/a SIRVOTEC GROUP,

*Defendant.*

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CIVIL ACTION NO. 4:19-cv-02162

**PLAINTIFF FIRE PROTECTION SERVICE, INC.'S NOTICE OF APPEAL**

Plaintiff Fire Protection Service, Inc. gives notice that it hereby appeals the Final Judgment in this case, entered on February 12, 2021, to the United States Court of Appeals for the Fifth Circuit. *See* Exhibit A (final judgment).

Respectfully submitted,

/s/ Scott Matney

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**ATTORNEY FOR PLAINTIFF**

**CERTIFICATE OF SERVICE**

I hereby certify that on March 15, 2021, this notice was served via electronic service through eFile.TXCourts.gov on parties through counsel of record, listed below:

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**COUNSEL FOR DEFENDANT  
SURVITEC SURVIVAL PRODUCTS, INC.**

/s/ Scott Matney  
Scott Matney

## **EXHIBIT A**

**ENTERED**

February 12, 2021

Nathan Ochsner, Clerk

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

FIRE PROTECTION SERVICE, INC., §  
Plaintiff, §

v. §

CIVIL ACTION NO. 4:19-2162

SURVITEC SURVIVAL PRODUCTS, §  
INC., §  
Defendant. §

**FINAL JUDGMENT**

In accordance with the findings of fact and conclusions of law set forth in the accompanying Memorandum and Order, it is hereby

**ORDERED** that Defendant Survitec Survival Products, Inc.'s Rule 52(c) Motion for Judgment on Partial Findings [Doc. # 62] is **GRANTED** and judgment on Plaintiff Fire Protection Service, Inc.'s First Amended Complaint is entered in favor of Defendant. It is further

**ORDERED** that taxable costs are assessed against Plaintiff.

This is a final, appealable judgment.

SIGNED at Houston, Texas, this 12th day of **February, 2021**.



NANCY F. ATLAS

SENIOR UNITED STATES DISTRICT JUDGE